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Attorneys for Plaintiffs,
SONY BMG MUSIC ENTERTAINMENT;
LAFACE RECORDS LLC; UMG
RECORDINGS, INC.; ZOMBA
RECORDING LLC; ATLANTIC
RECORDING CORPORATION; ARISTA
RECORDS LLC; and ELEKTRA
ENTERTAINMENT GROUP INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONY BMG MUSIC ENTERTAINMENT, a
Delaware general partnership; LAFACE
RECORDS LLC, a Delaware limited liability
company; UMG RECORDINGS, INC., a
Delaware corporation; ZOMBA RECORDING
LLC, a Delaware limited liability company;
ATLANTIC RECORDING CORPORATION, a
Delaware corporation; ARISTA RECORDS
LLC, a Delaware limited liability company; and
ELEKTRA ENTERTAINMENT GROUP INC.,
a Delaware corporation,
Plaintiffs,

v.

JOHN DOE,
Defendant.

CASE NO. 3:07-CV-04877-SI

Honorable Susan Illston

***EX PARTE APPLICATION TO CONTINUE
CASE MANAGEMENT CONFERENCE
AND [PROPOSED] ORDER***

1 Plaintiffs respectfully request that the Court continue the case management conference
2 currently set for January 15, 2008, at 2:00 p.m. to April 15, 2008. The Court previously, on its own
3 accord, rescheduled the case management conference from January 4, 2008, at 2:00 p.m. to the
4 currently scheduled date.

5 Plaintiffs filed the Complaint against Defendant John Doe ("Defendant") on September 20,
6 2007. Also on September 20, 2007, Plaintiffs filed their *Ex Parte* Application for Leave to Take
7 Immediate Discovery seeking the Court's permission to serve a Rule 45 subpoena on California
8 State University – Monterey Bay ("Cal State Monterey Bay"), so that Plaintiffs could obtain
9 information sufficient to identify Defendant. On October 10, 2007, this Court issued its Order
10 Granting Plaintiffs' *Ex Parte* Application for Leave to Take Immediate Discovery authorizing
11 Plaintiffs to serve a Rule 45 subpoena on Cal State Monterey Bay. On November 30, 2007, Cal
12 State Monterey Bay responded to Plaintiffs' subpoena, providing Plaintiffs with identifying
13 information including Defendant's name, telephone number, and address.

14 Now that Plaintiffs know Defendant's identity, and in hopes of avoiding further litigation,
15 Plaintiffs have sent a letter to Defendant asking him to contact Plaintiffs regarding possible
16 settlement of this matter. If the parties do not reach a settlement, Plaintiffs will file an amended
17 complaint naming Defendant personally.

18 Given the foregoing circumstances, and because there is not yet a named defendant in this
19 case, a case management conference is unnecessary at this time. Plaintiffs therefore request that the
20 Court continue the case management conference currently set for January 15, 2008, at 2:00 p.m. to
21 April 15, 2008.

22 Dated: December 20, 2007

HOLME ROBERTS & OWEN LLP

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24 By: /s/ Matthew Franklin Jaksa

25 MATTHEW FRANKLIN JAKSA
26 Attorney for Plaintiffs
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ORDER

Good cause having been shown:

IT IS ORDERED that the case management conference currently set for January 15, 2008, at 2:00 p.m. be continued to April 15, 2008.

Dated: _____

By: _____

Honorable Susan Illston
United States District Judge